

KELLY A. EVANS  
Nevada Bar No. 7691  
JAY J. SCHUTTERT  
Nevada Bar No. 8656  
SNELL & WILMER L.L.P.  
3883 Howard Hughes Parkway  
Suite 1100  
Las Vegas, NV 89169  
(702) 784-5200  
[jschutttert@swlaw.com](mailto:jschutttert@swlaw.com)  
*Attorneys for the Defendants, Zimmer, Inc.,  
Zimmer Holdings, Inc.*

**THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEVADA**

MARGARET M. ZIOMEK and DAVID P.  
ZIOMEK, W/H,

Plaintiffs,

vs.

ZIMMER, INC., and ZIMMER HOLDINGS,  
INC.,

Defendants.

Case No.: 2:12-cv-01645-JCM-GWF

**AGREED MOTION FOR EXTENSION OF TIME  
TO ANSWER OR OTHERWISE RESPOND TO PLAINTIFF'S COMPLAINT**

The defendants, Zimmer, Inc., and Zimmer Holdings, Inc. (collectively, "Zimmer Defendants"), respectfully move for a 30-day extension of time, to and including November 14, 2012, within which to file and serve their answers or other responses to plaintiff's Complaint. In support of this agreed motion, the Zimmer Defendants state as follows:

1. The plaintiffs, Margaret M. Ziomek and David P. Ziomek ("Plaintiffs") commenced this action in this Court on September 19, 2012.

2. Zimmer Defendants' answers or other responses to the Complaint are currently due on or before October 15, 2012, and that deadline has not yet expired.

3. Zimmer Defendants have not filed any prior motions to extend their time to answer or otherwise respond.

1           4.       The undersigned counsel conferred with Plaintiffs' counsel prior to filing this  
 2 motion. Plaintiff's counsel agreed to the 30-day extension of time sought. Thus, by the parties'  
 3 agreement, Zimmer Defendants would file their responsive pleadings on or before November 14,  
 4 2012.

5           WHEREFORE, Zimmer, Inc., and Zimmer Holdings, Inc., respectfully request that the  
 6 Court grant their *Agreed Motion For Extension Of Time To Answer Or Otherwise Respond To*  
 7 *Plaintiff's Complaint*.

8           Dated: October 15, 2012

9  
 10       THE NETTLES LAW FIRM

SNELL & WILMER L.L.P.

11       /s/ Brian D. Nettles

/s/ Jay Schuttart

12       Brian D. Nettles  
 13       Nevada Bar No. 7462  
 14       1389 Galleria Drive, Suite 110  
 15       Henderson, Nevada 89014  
 16       (702) 434-8282  
 17       brian@nettleslawfirm.com  
 18       Attorneys for the Plaintiffs

19       Kelly A. Evans (NV Bar #7691)  
 20       Jay J. Schuttart (NV Bar #8656)  
 21       3883 Howard Hughes Parkway, Suite 1100  
 22       Las Vegas, NV 89169  
 23       (702) 784-5200  
 24       kevans@swlaw.com  
 25       jschuttart@swlaw.com  
 26       Attorneys for Defendants

**ORDER GRANTING AGREED MOTION FOR EXTENSION OF TIME**

IT IS HEREBY ORDERED, consistent with the parties' agreement, that defendants, Zimmer, Inc., Zimmer Holdings, Inc., may answer or otherwise respond to plaintiff's Complaint on or before November 14, 2012.

**IT IS SO ORDERED.**

DATED: October 16, 2012



GEORGE FOLEY, JR.  
United States Magistrate Judge

**Snell & Wilmer**

L.L.P.  
LAW OFFICES  
3883 Howard Hughes Parkway, Suite 1100  
Las Vegas, Nevada 89169  
702.784.5200